

<b>DIVISION - CONTINUATION - CONTINUATION-IN-PART APPLICATION TRANSMITTAL FORM</b>				Attorney Docket No.:  <div style="text-align: center;">2301-M</div>	
Anticipated Classification Of This Application: Class _____ Subclass _____		Prior Application: Examiner Joseph F. Murphy		Art Unit 1646	

22389 U.S. PTO  
 10/688495

101703

To the Commissioner for Patents:

This is a request for filing a ☐ continuation ☒ divisional ☐ continuation-in-part application, under 37 CFR 1.53(b), of allowed prior application Serial No. 10/104,590 filed on March 22, 2002

for ANTIBODIES TO INTERLEUKIN-4 RECEPTORS AND USES THEREOF

**For CONTINUATION or DIVISIONAL APPLNs only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 1b, below, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

1. ☒ Transmitted herewith are:

- ☒ 47 pages of specification, 1 pages of claim(s) and 1 page of abstract, totaling 49 pages.
- ☒ 21 sheet(s) of drawings (Figs. 1-17).
- ☒ 3 pages of Oath or Declaration by the applicant(s):
  - ☐ a. Newly executed (original or copy)
  - ☒ b. Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional applns. only)
- ☐ \_\_\_\_\_ pages of Sequence Listing.

2. ☒ The filing fee is calculated below:

For	Number Filed		Number Extra		Rate		Fee
Total Claims	9	- 20 =	0	x	\$18.00	=	\$ 0.00
Independent Claims	2	- 3 =	0	x	\$86.00	=	0.00
Multiple Dependent Claims	0			+	\$290.00	=	0.00
Basic Fee					\$770.00	=	770.00
<b>Total Filing Fee</b>							<b>\$ 770.00</b>

3. ☒ Please charge Deposit Account No. 09-0089, in the name of Immunex Corporation, in the amount of \$ 770.00. An original and one copy are enclosed.

4. ☒ Throughout the prosecution of this application, if any extension of time is necessary, please consider this a request therefor.

5. ☒ The Commissioner is hereby authorized to charge any additional filing fees which may be required by the accompanying application, any additional fees which may be required during pendency of this application as required by 37 CFR 1.16 or 1.17, or credit any overpayment to Deposit Account No. 09-0089 throughout the prosecution of this application.

6. ☐ Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

7. ☐ Preliminarily, please amend the specification by inserting before the first line the following:

--This application is a ☐ continuation ☐ division of application Serial No. \_\_\_\_\_, filed \_\_\_\_\_, which is/are hereby incorporated by reference.--

8. ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by person authorized by § 1.138 and before payment of base issue fee.)

8a. ☒ New formal drawings are enclosed for Figures 7, 9 and 12.

9. ☐ Priority of application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ (country) is claimed under 35 USC 119.

9a. ☐ The certified copy has been filed in prior application Serial No. \_\_\_\_\_ filed \_\_\_\_\_

10. ☒ The prior application is assigned of record to Immunex Corporation

11. ☒ A preliminary amendment is enclosed.

12. ☒ Also enclosed Postcard, Certificate of Express Mail, Assignee Statement/Power of Attorney, Assignment

13. ☐ Other: \_\_\_\_\_

14. ☒ The power of attorney in the prior application is to: Immunex Corporation

- a. ☒ The power appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☒ Address all future communications to Nathan A. Machin at the address below.

Signator: ☐ Assignee of complete interest  
☒ Attorney or agent of record



Nathan A. Machin  
 Attorney/Agent for Applicant(s)  
 Registration No. 47,763  
 Phone: (206) 265-6779  
 Date: October 17, 2003

Please send all future correspondence to:

Immunex Corporation  
 Law Department  
 51 University Street  
 Seattle, WA 98101  
 (206) 587-0430



22932

PATENT TRADEMARK OFFICE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Application of:

Bruce A. Mosley, David J. Cosman, Linda S. Park,  
M. Patricia Beckman, Carl J. March and Rejean Idzerda

Docket No.: 2301-M

Serial No.: -- to be assigned --

Filing Date: October 17, 2003

For: ANTIBODIES TO INTERLEUKIN-4 RECEPTORS AND USES THEREOF

Prior Application

Serial No. 10/104,590

Group Art Unit: 1646

Examiner: Joseph F. Murphy

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

**MAIL STOP PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

EXPRESS MAIL LABEL NUMBER: ET437707067US

I hereby certify that the following correspondence is enclosed and is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date listed below, and is addressed to MAIL STOP PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Postcard

Utility Patent Application Transmittal (+ copy)

Preliminary Amendment

Formal Drawings (3 sheets, Figs. 7, 9, 12)

Copy of Prior Specification, claims and abstract, Figs. 1-17

Copy of Declaration

Copy of Assignee Statement/Power of Attorney

Copy of Assignment

Signed:

  
Kathleen F. Prindle

Date:

October 17, 2003